1 1. All claims, counterclaims, causes of action, and other demands asserted by the 2 Parties in this proceeding have been fully and finally settled and released. 3 2. The Parties have agreed that the above-captioned proceeding should be dismissed 4 in its entirety, with prejudice and without an award of costs or attorney fees to either of the 5 Parties. 6 3. The Parties have agreed that the Court's May 17, 2005 Order entered on the 7 Parties' summary-judgment motions in this proceeding should be vacated and superseded by this 8 Stipulation and Order of Dismissal. 9 DATED this 20th day of November 2006. 10 DAVIS & LEONARD LLP 11 By: /s/ Stephen L. Davis 12 Stephen L. Davis Attorneys for Plaintiff Keith Stafford 13 14 ROPERS, MAJESKI, KOHN & BENTLEY 15 By: /s/ Robert P. Andris 16 Robert P. Andris Attorneys for Defendant United Treasures, Inc. 17 II. 18 **ORDER** 19 20 This matter came before the Court on the date set forth below upon the stipulation set 21 forth above. Having considered the premises, 22 THE COURT HEREBY ORDERS, ADJUDGES, AND DECREES as follows: 23 A. The stipulation set forth above is approved and incorporated herein by this 24 reference. 25 В. The May 17, 2005, Order entered on the Parties' summary-judgment motions in 26 this proceeding (the "Order on SJ Motions") is vacated and superseded by this Stipulation and 27 Order of Dismissal. The Order on SJ Motions is null and void in its entirety, and it shall have no

Case 2:04-cv-00047-GEB-EFB Document 159 Filed 12/11/06 Page 2 of 3

force or effect whatsoever.

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Ropers Majeski Kohn & Bentley A Professional Corporation Redwood City

	C.	The above-captioned proceeding is dismissed in its entirety, with prejudice and
withou	it an aw	ard of costs or attorney fees to either of the Parties. The dismissal includes all
claims	, counte	rclaims causes of action, and other demands asserted by the Parties in this
procee	eding.	

DATED: December 8, 2006

CARLAND E. BURRELL, JR. United States District Judge